

PATENT

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Thomas J. Burger Reg. No. 32,662

Date

June 10, 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/582,595  
Filed: June 9, 2006  
Examiner: Alexis K. Cox  
Confirmation No.: 1980  
Art Unit: 3744  
Applicant[s]: Thomas Scherer, et al.  
Title: Method For Controlling The Temperature Of Feed Air Injected  
Into The Cabin Zone Of A Passenger Aircraft  
Atty. Doc.: WUE-50

Cincinnati, Ohio 45202

June 10, 2009

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

RESPONSE

This paper responds to an Office Action dated May 12, 2009, and particularly to an election/restriction requirement included in that Office Action. More specifically, the Office Action included a substantive rejection of all remaining claims. Nonetheless, the Office Action also indicated that the reply filed with the USPTO on February 17, 2009 was not fully responsive to the prior Office Action, because new claims 13 and 14 did not include an explicit statement indicating whether they read on Species A, Species B, or both.

Via this paper applicant expressly states that new claims 13 and 14 are generic. That is, they read on both Species A and Species B.

Applicant expressly thanks Examiner Cox for her courtesy with respect to this issue, and calling to explain the need to file this paper separately and prior to the substantive

response addressing the other issues in the Office Action. Applicant expects to address those other issues on or before the deadline. If there are any questions with respect to this paper, applicant's undersigned attorney respectfully requests that he be contacted by telephone, at the number listed below.

**CONCLUSION**

It is believed that no fee is due for this filing. If any fee is deemed due, consider this as an authorization to charge Deposit Account 23-3000 therefore.

Respectfully submitted,  
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